

**EIGHTY-FIFTH GENERAL ASSEMBLY
2013 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

MARCH 29, 2013

**Senate Amendment to
HOUSE FILE 544**

H-1222

1 Amend House File 544, as passed by the House, as
2 follows:
3 1. Page 1, line 27, after <commission.> by
4 inserting <The commission shall adopt rules to
5 emphasize the admission of homeless honorably
6 discharged veterans.>
7 2. Page 5, line 10, after <member.> by inserting
8 <For an individual member who is also a patient, the
9 interdisciplinary resident care committee shall also
10 include a mental health treatment staff member.>
11 3. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-1222 FILED MARCH 28, 2013

HOUSE FILE 593

H-1223

1 Amend House File 593 as follows:

2 1. Page 1, by striking lines 19 through 34 and
3 inserting:

4 <a. "Electronic" means any communication involving
5 the>

6 2. Page 2, by striking lines 6 through 21 and
7 inserting:

8 <b. "Harassment" and "bullying" ~~shall be construed~~
9 ~~to mean any electronic, written, verbal, or physical~~
10 ~~act or conduct toward~~ occurs when a student which
11 is intimidated, annoyed, or alarmed by another
12 student, based on any actual or perceived trait or
13 characteristic of the student, and which creates an
14 objectively hostile school environment that meets one
15 or more by any of the following conditions means:

16 (1) Electronic, written, or verbal communication
17 with the student without legitimate purpose and in a
18 manner likely to cause the student annoyance or harm.

19 (2) Personal contact with the student or any other
20 physical act toward the student, with the intent to
21 threaten, intimidate, or alarm the student, that is
22 purposeful and without legitimate purpose.

23 c. "Objectively hostile school environment" means
24 a school environment that meets one or more of the
25 following conditions:

26 (1) Places the a student in reasonable fear of harm
27 to the student's person or property.

28 (2) Has a substantially detrimental effect on the a
29 student's physical or mental health.

30 (3) Has the effect of substantially interfering
31 with a student's academic performance.

32 (4) Has the effect of substantially interfering
33 with the a student's ability to participate in or
34 benefit from the services, activities, or privileges
35 provided by a school.

36 d. "Personal contact" means an encounter in which
37 two or more people are in visual or physical proximity
38 to each other. "Personal contact" does not require a
39 physical touching or oral communication, although it
40 may include such contact.

41 ~~e.~~ e. "Trait or characteristic of the student"
42 includes but>

43 3. Page 2, line 30, by striking <e.> and inserting
44 f.>

45 4. Page 4, line 25, by striking <Programs
46 encouraged> and inserting <~~Programs encouraged~~
47 Schoolwide programs>

48 5. Page 4, line 27, by striking <are encouraged to>
49 and inserting <~~are encouraged to~~ shall>

50 6. Page 4, line 32, before <training> by inserting
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Page 2

1 <evidence-based>
2 7. Page 5, line 4, by striking <a.>
3 8. Page 5, by striking lines 13 through 24.
4 9. Page 5, by striking lines 25 through 28 and
5 inserting:
6 <6. Collection requirement ---- report.
7 a. The board of directors of a school district
8 and the authorities in charge of each nonpublic
9 school shall develop and maintain a system to collect
10 harassment and bullying incidence data. The system
11 shall include data on each incident of harassment or
12 bullying, including the date of the incident and the
13 type of harassment or bullying involved, as defined in
14 subsection 2, paragraph "b".
15 b. The department shall establish a database of
16 harassment and bullying incidence data. The department
17 shall include in its annual condition of education
18 report a summary of harassment and bullying incidence
19 data.>

By WINCKLER of Scott

H-1223 FILED MARCH 28, 2013